

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

1 Plaintiff Becton, Dickinson and Company’s (“BD”) Unopposed Administrative Motion to  
2 Seal Portions of BD’s Opposition to Cytek’s Motion to Dismiss (the “Opposition”) was brought  
3 before this Court. Upon consideration of the Administrative Motion and the supporting documents  
4 submitted therewith, as well as the declaration of Wenbin Jiang, Ph. D., submitted by Cytek,  
5 the Court finds compelling reasons to grant in part BD’s request to file limited portions of its  
6 Opposition and exhibits under seal. *See Kamakana v. City & Cty. of Honolulu*, 447 F.3d 1172, 1179  
7 (9th Cir. 2006). The Opposition and exhibits include “sealable material” as specified by Civil Local  
8 Rule 79-5(b)—specifically, material Cytek has shown contains non-public and highly sensitive  
9 information about draft technical documents that Cytek created in the course of its business. ~~The~~  
10 ~~Court further finds that BD’s proposed sealing is narrowly tailored to cover only sealable material.~~  
11 Accordingly, under Civil Local Rule 79-5, the Court orders that the following documents, or portions  
12 thereof, ~~be filed~~ shall remain under seal:

13 <b>Document</b>	14 <b>Portions to be filed under seal</b>
15 <del>BD’s Opposition to Cytek’s Motion to Dismiss</del>	16 <del>Highlighted portions for redaction</del>
17 Exhibits 1, 3, & 4 to the Declaration of David 18 S. Chun in Support of Plaintiff’s Opposition	19 Documents in <del>its</del> their entirety; redaction 20 would be impractical.

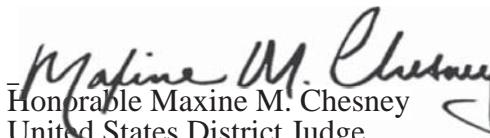
21 With respect to BD’s Opposition, the Administrative Motion is GRANTED, with the  
22 exception of the following portions, as to which the Administrative Motion is DENIED: page  
23 1, lines 16 through 17; page 1, line 23 (beginning with “This is exactly”) through line 25; and  
24 page 12, line 28.

25 With respect to Exhibit 2 to the Declaration of David S. Chun, the Administrative  
26 Motion is DENIED.

27 BD is hereby DIRECTED to file in the public record, within seven days of the date of  
28 this order, Exhibit 2 to the Declaration of David S. Chun and a revised redacted version of  
its Opposition consistent with the above.

29 **IT IS SO ORDERED.**

30 Date: February 4, 2020

  
31 Honorable Maxine M. Chesney  
32 United States District Judge